

From: Calanog, Steve [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=135FB462487C4C1CBB8380F984A56774-SCALANOG]
Sent: 7/31/2017 3:45:07 PM
To: Zein, Maher [Maher.Zein@arcadis.com]; Doug McReynolds [Doug.Mcreynolds@BNSF.com]
CC: Vivian Craig [viviancraig@navajo-nsn.gov]
Subject: Haystack Access Information re: 8/1/17 Conf Call
Attachments: Permission to Access PLO 2198 Lands - USEPA & Burlington Northe.pdf; west-largo-property-map.jpeg; Haystack Section Boundary Question Blue.pdf

Doug/Maher – Attached are some reference documents for our discussion tomorrow. Below is a summary of our findings from last week. Included are some USEPA recommendations and associated information (in Blue) in response to outstanding Access topics

- *Section 13 – aka Bibo Trespass (Section/Twnshp/Range = 13-13-11) – BIA Access Coordination: develop a better understanding of the approach to obtain access to Section 13 for TCRA implementation.*
 - FYI – Our understanding of the organization structure of BIA's Navajo Region
 - BIA Administration Structure
 - Sharon Pinto – Navajo Regional Director – Gallup, NM – (505) 863-8314
 - Bertha Spencer, Supervisor Realty Specialist (Leases/Permits Minerals) – Gallup, NM (505) 863-8336 (off) (928) 206-6334 (m)
 - George Padilla, Supervisor – Gallup, NM (505) 863-8285
 - Lester Tsosie, Superintendent Eastern Navajo Agency (505) 786-6032 – Crown Point, NM
 - Jerry Degroat, Realty Officer (505) 786-6121
 - Lenora Bates, Realty Officer (505) 786-6032
 - Start with Lenora Bates. Explain that EPA obtained an access agreement to do a preliminary assessment on Bibo Trespass. NOW BNSF will be performing construction activities pursuant an EPA Order and needs a separate access agreement with BIA to perform these activities. Keep EPA posted. Refer to attached 11/16 agreement. If necessary elevate to Lester Tsosie.
- *Section 18 –* Ex. 6 Personal Privacy (PP) *Indian Allotment: confirm allottees and access coordination details (access agreement vs. notification letters).*
 - BNSF will need to move Ex. 6 Personal Privacy (PP) East within Section 18. Recommend replacing mobile 2 mobile homes and est. power and water. Potential Issue: only 1 home site lease for Ex. 6 Personal Privacy (PP) (not daughter/husband/kids). Ex. 6 Personal Privacy (PP) likely to grant access once home move is confirmed.
 - USEPA/NNEPA strongly recommend that BNSF and/or its contractors convene a meeting ASAP with the Ex. 6 Personal Privacy (PP) family (12+ members) to discuss upcoming work, etc. Recommend that the meeting is limited to Ex. 6 Personal Privacy (PP) family members and on-site (aka – Section 18)
 - Recommend that BNSF contracts with Dine fluent community support.
 - Just FYI – Ex. 6 Personal Privacy (PP) family have inquired whether some of the adults can be hired to perform some tasks (i.e., security)
 - Ex. 6 Personal Privacy (PP) family members assert that the East/West fence is not the Section Boundary line and was in fact moved North about 1000 feet about 20-30 years ago (in addition to the "USGS" marker). EPA recommends BNSF verify actual Section boundaries (i.e., survey)

- See attached PDF which depicts asserted Section boundary issue
- *Section 24 – Indian Allotment: determine allottees. Although not required for the TCRA work activities, it may be beneficial to touch base with the residents/allottees in this area in case access is needed down the road.*
 - It may be that the other Section 24 allottees maybe also Ex. 6 Personal Privacy (PP) family members. EPA recommends a small “community” meeting on the site with residents. (See above)
- *Chapter/Grazing/Farming Rights: determine the individuals who have grazing or farming rights near the Haystack Mine.*
 - We were informed that all grazing/farming activities have ceased and are otherwise prohibited due to the potential exposure to livestock/produce from contaminants.

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